

**CHANDIGARH
HOUSING BOARD**
A CHANDIGARH ADMINISTRATION UNDERTAKING

8, Jan Marg, Sector 9-D, Chandigarh
0172- 4601825-827

No.CHB/E.O./Dy.E.O. II/2019/

Dated:

ORDER

1. The **D.U. No. 2007/1, Sector 45-C**, Chandigarh was allotted to Sh. Kanwar Om Parkash Trif Pawan Kumar on hire-purchase basis on the terms and conditions stipulated in the allotment letter No. 4508 dated 30.06.1986, Registration No. 8384 and further transferred in the name of Ms. Shobha Rani and Mr. Rajat Jain vide letter No. 2080 dated 03.01.2019
2. And whereas as per condition of allotment letter the dwelling unit could be used for the purpose of residence only and for no other purpose nor any additions/alterations could be made therein without prior approval of the Board in writing.
3. And whereas it had come to the Notice of the Board that the following violations have been made in the dwelling unit:
 - i) **Room constructed on garages portions and extended on Govt. land.**
 - ii) **IRC grill fixed in back balcony.**
4. And whereas from the above it was made that the allottee/occupant had acted in contravention to the provisions contained in clause 11&13 and also the provision of Regulation 17 of Chandigarh Housing Board (Allotment, Management and sale of Tenements) Regulations, 1979.
5. And whereas a Notice under Section 15 of the Capital of Punjab (Development and Regulation Act), 1952 vide No. **CHB/SO-IV (Enf.)/2011/28051-52** dated **05.04.2011** was served on the allottee/occupant vide which he had been called upon on **05.05.2011 at 11:00 am** to show cause why the above said construction should not be demolished.
6. And whereas during hearing before the then Secretary, Chandigarh Housing Board, Chandigarh, Sh. Pawan Kumar Goyal appeared and agreed to remove the violations within two months.
7. And whereas as per inspection report dated 21.07.2011, the violations were still existed.
8. And whereas a Show Cause Notice No. **CHB/EE-IV/2014/55** dated **15.05.2014** was served on the allottee/occupant vide which he had been called upon to Show Cause in writing/personal hearing on **26.06.2014 at 03:00 pm** as to why the Registration and Allotment/Tenancy of **D.U. No. 2007/1, Sector 45-C, Chandigarh** may not be cancelled and amount forfeited as per terms of the Allotment letter and further action intimated to evict him from the dwelling unit by following the procedure prescribed under rules as framed under Chapter VI of Haryana Housing Board act 1971, as extended to UT of Chandigarh.
9. And whereas during the demolition drive on 12.03.2016 some of the violations of the said D.U. were demolished by Chandigarh Housing Board despite that as per report dated 06.08.2016, the allottee/occupant had constructed the demolished

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portion again. The unit was visited by the officers of CHB on 12.09.2017 and the allottee was advised to remove the violations.

10. And whereas the allottee/occupant did not remove the violations/encroachments despite having been given **Fourteen** opportunities of hearings for removing the said encroachments/ violations.

11. And whereas as per inspection report carried out on 03.01.2019 of **D.U. No. 2007/1, Sector 45-C**, Chandigarh, the allottee/occupant has not removed the violations/encroachments despite that in addition to that the occupant had done following fresh violations:


i) **Back-Balcony Covered with brick work.**

12. And whereas hearings were fixed for 31.01.2019, 21.02.2019, 02.05.2019 and 18.07.2019 but none appeared nor any intimation received.

13. And whereas the allottee/occupant had been once again provided with final opportunity to be heard on 31.10.2019 at 10:30 am but neither the allottee/occupant appeared nor any intimation received.

14. Now, therefore in view of the above facts & circumstances, the undersigned is left with no option and hereby cancel the registration/ allotment of **D.U. No. 2007/1, Sector 45-C**, Chandigarh. The amount deposited by them stands forfeited in terms of the provisions of the allotment letter on account of breach of terms and conditions of allotment letter and also the provisions of Regulation 17 of Chandigarh housing Board (Allotment, Management and Sale of Tenements) Regulations, 1979.

15. The allottee/occupant is further advised to hand over the possession of dwelling unit in question to the Chief Engineer, Chandigarh Housing Board, Chandigarh within 30 days from the date of issue of this order failing which eviction proceeding shall be initiated against them to evict from the said premises from the un-authorized possession.


(Yashpal Garg, IAS)
Chief Executive Officer,
Chandigarh Housing Board,
Chandigarh.

To

1. Ms. Shobha Rani and Mr. Rajat Jain ,
D.U. No. 2007/1, Sector 45-C,
Chandigarh.
2. One copy of this order to be pasted on the entry gate of
D.U. No. 2007/1, Sector 45-C, Chandigarh

Endst. No. CHB/E.O./Dy.E.O. II/2019/ 740

Dated: 5/11/19

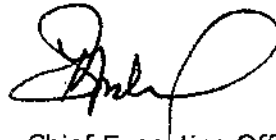
A copy is forwarded to the following for information and necessary action:-

1. The Secretary, Chandigarh Housing Board, Chandigarh, Exercising the Powers of Competent Authority to initiate the eviction proceedings against the unauthorized occupant of D.U. No. 2007/1, Sector 45-C, Chandigarh in

CI/CHB/ 4168
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case Ms. Shobha Rani and Mr. Rajat Jain fails to handover the possession of the said D/Unit to the Board within stipulated period.

2. The Chief Engineer, Chandigarh Housing Board, Chandigarh for necessary action in the matter. He is requested to furnish the information with regard to take over possession of the house in question from the allottees after the termination of the period so prescribed in the cancellation order.
3. The Chief Accounts Officer, Chandigarh Housing Board, Chandigarh, for information and further necessary action with regard to forfeiture of amount as per conditions of the allotment letter.
4. The Computer Incharge, CHB, Chd, for information and further n/a action.

 4/11/2015
Chief Executive Officer,
Chandigarh Housing Board,
Chandigarh.

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5/11/19

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